IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 22ND OCTOBER 2007 / 30TH ASWINA 1929

WP(C).No. 31255 of 2007(U)

PETITIONER:

M/S.COCONUT LAGOON,
A UNIT OF M/S.HOTEL AND ALLIED TRADES PVT.LTD.,
CASINO HOTEL, WILLINGDON ISLAND, COCHIN-682 003,
REPRESENTED BY ITS MANAGER, MR.JAYAKUMAR P.C

BY ADV. SRI.JOSEPH MARKOSE

RESPONDENTS:
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1. THE COMMERCIAL TAX OFFICER
(WORKS CONTRACT),
COMMERCIAL TAXES, KOTTAYAM.

2. THE DEPUTY COMMISSIONER (APPEALS)
COMMERCIAL TAXES, KOLLAM - 9.

3. THE DEPUTY TAHSILDAR (RR), KOTTAYAM.

BY GOVERNMENT PLEADER SRI.K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 22/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

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W.P.(C) No. 31255 OF 2007 U
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Dated this the 22nd October, 2007

J U D G M E N T

Aggrieved by Exts. P1 and P2 assessment orders, petitioner filed Exts. P3 and P4 appeals along with Exts. P5 and P6 stay petitions. While orders have not been passed revenue recovery proceedings have been initiated as per Exts. P7 and P8 and hence this writ petition.

2. In so far as the interest portion demanded is concerned it is contended by the learned counsel for the petitioner that the question is covered in favour of the petitioner by the judgment of this Court in W.P. (C) No. 18183 of 2007.

3. Now that the 2nd respondent is the appellate authority before whom Ext. P5 appeals are pending, I am inclined to direct the said authority to dispose of the appeals within a time frame. Accordingly, I dispose of this writ petition directing that the 2nd respondent shall consider and pass orders on Exts. P3 and P4 appeals as expeditiously as possible, at any rate

within six weeks of receipt of a copy of this judgment.

4. In the meantime further proceedings pursuant to Exts. P7 and P8 shall be kept in abeyance on the petitioner remitting an amount of Rs.8 lakhs within three weeks from today.

Petitioner shall produce a copy of this judgment before the 2nd respondent for compliance.

ANTONY DOMINIC
JUDGE

jan/-